

IN THE INDIANA SUPREME COURT

IN THE MATTER OF	)	
	)	
REQUEST FOR APPROVAL	)	
	)	CASE NO.
OF LOCAL RULES	)	
	)	
FOR COURTS OF RECORD IN	)	
	)	
ORANGE COUNTY	)	

REQUEST FOR APPROVAL OF LOCAL RULES

The judges of the courts of record of Orange County have decided to re-adopt their local rule, and as indicated below, request Supreme Court approval for the following local rule for which Supreme Court approval is required:

Caseload allocation rule pursuant to Administrative Rule 1:

LR59-AR 00-1 CASELOADS (a copy of which is attached hereto).

The local rule indicated above has been previously published for comment pursuant to the schedule established by T.R. 81 (B).

Accordingly, the judges of record of Orange County request approval of the above Local Rule.

Submitted this 3<sup>rd</sup> day of October, 2007.

\_\_\_\_\_/S/\_\_\_\_\_  
LARRY R. BLANTON, JUDGE  
ORANGE CIRCUIT COURT

\_\_\_\_\_/S/\_\_\_\_\_  
R. MICHAEL CLOUD, JUDGE  
ORANGE SUPERIOR COURT

## **LR59-AR 00-1**

The Courts of Orange County, Indiana adopt the following local rule in regard to caseloads pursuant to the Indiana Supreme Court's *Order for Development of Local Caseload Plans* entered July 16, 1999, and with the goal that neither the caseload of the Judge of the Orange Circuit Court nor the caseload of the Judge of the Orange Superior Court deviate above or below the county average caseload (as measured by the weighted caseload measurement system) by more than twenty-five (25) percentage points.

1. Unless precluded by state statute or state court rule, the following types of causes shall be filed exclusively in the Orange Superior Court:
  - a. Infractions ("IF" cause numbers),
  - b. Ordinance Violations ("OV" and "OE" cause numbers),
  - c. Criminal Misdemeanors ("CM" cause numbers),
  - d. Criminal Class D Felonies ("FD" cause numbers),
  - e. Protective Orders ("PO" cause numbers),
  - f. Small Claims ("SC" cause numbers),
  - g. Civil Plenary Cases in which the debt or damage claimed, or value of the property sought does not exceed \$10,000.00 ("PL" cause numbers),
  - h. Civil Collection Cases in which the debt or damage claimed, or value of the property sought does not exceed \$10,000.00 ("CC" cause numbers),
  - i. Domestic Relations cases filed by the law firm of Blanton and Branstetter ("DR" cause numbers),
  - j. Domestic Relations cases filed between July 1<sup>st</sup> and September 30<sup>th</sup> inclusive ("DR" cause numbers), and
  - k. Miscellaneous Civil cases in which the debt or damage claimed, or value of the property sought does not exceed \$10,000.00, and which do not seek injunctive relief ("MI" cause numbers).
2. Unless precluded by state statute or state court rule, Miscellaneous Criminal cases ("MC" cause numbers) and Search Warrants may be filed in either in the Orange Circuit or Superior Courts.
3. Petitions for Post Conviction Relief ("PC" cause numbers) seeking relief from a prior Judgment of the Orange Circuit Court shall be filed in the Orange Circuit Court. Petitions for Post Conviction Relief ("PC" cause numbers) seeking relief from a prior Judgment of the Orange Superior or Orange County Court shall be filed in the Orange Superior Court.
4. Unless precluded by state statute or state court rule, all other causes shall be filed exclusively in the Orange Circuit Court.
5. This rule does not preclude the following filings in the Orange Circuit Court:

- l. Petitions for Protective Orders filed within a pending Orange Circuit Court Domestic Relations case (“DR” cause numbers),
- m. Criminal Class D Felonies and Misdemeanors filed as counts to a more serious criminal charge filed in the Orange Circuit Court (“MR”, “FA”, “FB”, and “FC” cause numbers), and
- n. Criminal Class D Felonies (“FD” cause numbers) and Criminal Misdemeanors (“CM” cause numbers) filed when the same Defendant has more serious criminal charges pending in the Orange Circuit Court.